

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Steven W. Trovinger

Confirmation No.: 4978

Application No.: 10/084,459

Examiner: Sameh Tawfik

Filing Date: Feb. 28, 2002

Group Art Unit: 3721

Title: SYSTEM FOR HANDLING FOLDED SHEET MATERIAL

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, Oct. 20, 2004, rejecting the following claims 1-6 and 14.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$340.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for

a second month to November 20, 2004 ☐ \$160.00 ☒ \$320.00

A ☒ one ☐ two ☐ three ☐ four month Petition for Extension of Time was previously filed with the appropriate fee on November 5, 2004.

() (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$660.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

11/19/2004 BSAYAS11 00000133 082025 10084459

Date: Nov. 18, 2004 01 FC:1401 340.00 DA
02 FC:1252 320.00 DA

I hereby certify that this document is being filed by personal delivery to the Customer Service Window, Crystal Plaza 2, 2011 South Clark Place, Arlington, Virginia, of the United States Patent & Trademark Office on the date indicated above.

By [Signature] Reg. No. 32,858
(Attorney Signature and Reg. No.)

Respectfully submitted,

Steven W. Trovinger

By

Patrick C. Keane

Attorney/Agent for Applicant(s)

Reg. No. 32,858

Date: Nov. 18, 2004

Telephone No.: (703) 838-6522



Attorney's Docket No. 10015158-1

Dep & Ref

Room # 807

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
Steven W. Trovinger)	Group Art Unit: 3721
Application No.: 10/084,459)	Examiner: Sameh Tawfik
Filed: February 28, 2002)	Confirmation No.: 4978
For: SYSTEM FOR HANDLING)	
FOLDED SHEET MATERIAL)	

REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A request for refund of the second extension of time fee accompanying the Notice of Appeal filed November 18, 2004 is respectfully requested.

The application received a final Official Action on July 6, 2004. A response to the final Official Action was submitted on September 7, 2004 within the two month response period. See MPEP §706.07(f).

An Advisory Action was mailed on October 20, 2004. A subsequent Supplemental Request for Reconsideration was submitted on November 5, 2004. A one-month extension of time accompanied this Request. The requested one-month extension expired on November 6, 2004, based on the mailing date of the final Official Action. However, Applicant was eligible to base the one-month extension on the mailing date of the Advisory Action, e.g., to a one month period expiring on November 20, 2004. See MPEP §706.07(f).

Subsequently, a Notice of Appeal was filed on November 18, 2004. Accompanying the Notice of Appeal was a request for a second one-month extension of time to November 20, 2004. However, this second one-month

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extension of time was not necessary if based on a properly requested first month extension to November 20, 2004.

Accordingly, Applicant respectfully requests a refund in the amount of \$320.00 for the erroneously requested second one-month extension of time and ask that such refund be credited to Deposit Account No. 08-2025.

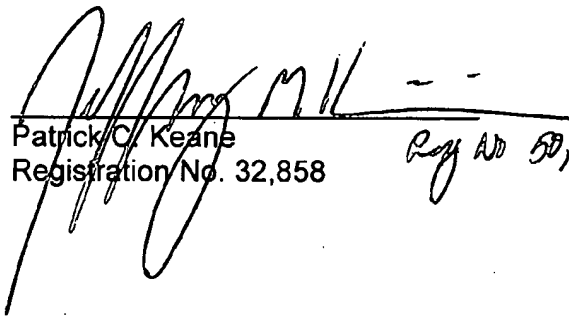
If any additional information is needed to effect this refund and the credit to Deposit Account No. 08-2025, the Office is requested to contact the undersigned by telephone.

Respectfully submitted,
Burns, Doane, Swecker & Mathis, L.L.P.

Date May 6, 2005

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

By:


Patrick C. Keane
Registration No. 32,858

Reg No 50,891

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